

ARCHITECTS SECTION MEETING

MINUTES

The Architects Section of the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on October 28, 2003, at the Department of Professional and Occupational Regulation, 3600 West Broad Street, Richmond, Virginia, with the following members present:

John S. Clark, Jr.
J. Everette Fauber, III
David L. May, Jr. (arrived at 9:15 a.m.)

Staff present for all or part of the meeting were:

Sandra Whitley Ryals, Chief Deputy Director
Mark N. Courtney, Executive Director
Marian H. Brooks, Program Administrator
Trisha L. Henshaw, Administrative Assistant
Earlyne Perkins, Legal Assistant

No representative was present from the Office of the Attorney General.

Mr. Clark, Chair, called the meeting to order at 9:04 a.m.

Call to Order

Mr. Fauber moved to approve the agenda as written. Mr. Clark seconded the motion which was unanimously approved by members Clark and Fauber.

Approval of Agenda

Public Comment Period – No comments were made to the Section members.

Public Comment

In regards to **File Number 2004-00496, Bradford W. Hill**, the Section members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcript and exhibits, and Summary of the Informal Fact-Finding Conference. After discussion, Mr. Fauber moved to recommend to the Board to accept the facts and reject the recommendation of the presiding Board member in part and recommend the following:

File Number 2004-00496, Bradford W. Hill

Approve Mr. Hill's re-application for Architect License by Examination if he agrees to the following stipulations, due to the fact that Mr. Hill failed to meet the requirements of 18 VAC 10-20-140.1

of the Board's 2002 regulations, and that he is deficient in meeting the experience requirements of 18 VAC 10-20-120.A of the Board's 2002 regulations.

Mr. Hill agrees by way of an Agreement for Exam (Agreement) to do the following:

- a. Take all eight remaining divisions of the current Architectural Registration Examination (ARE) within three years of this Agreement being accepted by Mr. Hill and the Board.
- b. If Mr. Hill does not pass all eight remaining divisions of the ARE within three years of this Agreement being accepted by Mr. Hill and the Board, he must then reapply and meet all current entry requirements at that time.

If Mr. Hill does not accept the requirements as set forth in the Agreement within 14 days of receipt of the Agreement, it is recommended that Mr. Hill's re-application for Architect License by Examination be denied due to the fact that Mr. Hill failed to meet the requirements of 18 VAC 10-20-140.I of the Board's 2002 regulations, and that he is deficient in meeting the experience requirements of 18 VAC 10-20-120.A of the Board's 2002 regulations.

Mr. Clark seconded the motion which was unanimously approved by members Clark and Fauber. As the presiding Board member at the Informal Fact-Finding Conference, Mr. May was not present during the discussion or vote.

Mr. May arrived at 9:15 a.m.

Arrival of Mr.
May

Mr. Courtney reviewed the allegations by an examination candidate, Gunn Prag Ulerick, of manipulation of examination scores and pass rates. After discussion, Mr. May moved to direct staff to write a letter to Ms. Ulerick addressing the fallacy of the statistical analysis of the ARE pass rates in her correspondence. Additionally, Mr. May further moved to explain that examination reviews are not permitted by the Board. Further, the letter should emphasize that neither the Board nor the Department manipulates pass rates or exam scores. Mr. Fauber seconded the motion which was

Review of
Correspondence
Regarding ARE

unanimously approved by members: Clark, Fauber, and May. After further discussion, the Section members agreed by consensus to keep the examination review process as it is (reviews of failed sections not permitted by Virginia candidates) due to the excessive cost of the review and the lack of information provided during the review. Further, staff was directed to copy the following parties on the response to Ms. Ulerick: Louise Fontaine Ware, Director of the Department; Ellen Coates, Assistant Attorney General; Stephen Nutt, NCARB Director of Professional Development; Kurt M. Landgraf, President and CEO of ETS; and Members, Architects Section.

Mr. May provided a report from the NCARB Annual Meeting held in San Antonio, Texas, in June 2003. Mr. May indicated that there was a relatively light agenda at this meeting. Robert A. Boynton was installed as President of NCARB at this meeting as well.

**Discussion of
NCARB Annual
Meeting**

Mr. Courtney indicated that the draft proposed regulations would be considered for adoption as proposed at the December 11, 2003, Board meeting. Mr. Courtney stated that if the draft proposed regulations are not adopted as proposed at the December Board meeting, the regulatory review process would need to start over from the beginning.

**Review of Draft
Proposed
Regulations**

The Section members reviewed some of the major changes in the draft of the proposed regulations for the benefit of Mr. Fauber, who was not on the Board during the previous reviews of the draft document. Several changes were recommended that will be brought before the Board for consideration.

The Section recessed for a break from 10:47 a.m. to 10:52 a.m.

Break

Mr. Courtney provided the Section members with various memorandums and notices received by the Board office from NCARB during the last quarter.

**Quarterly
Information
from NCARB**

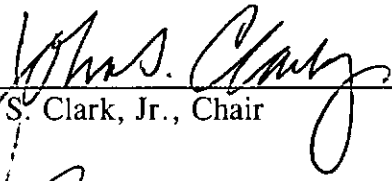
The Board members were provided with an enrollment form to allow travel reimbursements to be directly deposited into the Board member's bank account. Mr. Courtney explained that the Department is greatly encouraging participation in this program as direct deposit is less expensive than issuing a check, and the recipient receives their reimbursement much faster through direct deposit. The Board members stated that they would return the completed enrollment forms to Mr. Courtney.

Other Business

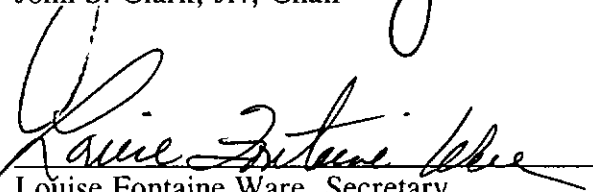
Conflict of Interest forms were completed by all members present.

Conflict of
Interest Forms

There being no further business, the meeting was adjourned at 12:07 p.m. Adjourn



John S. Clark, Jr., Chair



Louise Fontaine Ware, Secretary

COPY TESTE:

Custodian of Records